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FAX TRANSMITTAL

DATE: January 10, 2007

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TO: Examiner William D. Cumming ART UNIT: 2617

Phone: 571-272-7861

Fax: 571-273-8300

FROM: Joseph P. Kendrick

Phone: 612-455-1687

RE: Application 10/043,818

Total of 3 PAGES Including:

This Cover Plus

Form PTOL-413A "Applicant Initiated Interview Request Form"
(2 pages)

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PTOL-413A (09-08)
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form Page 1 of 2

Application No.: 10/043,818 First Named Applicant: Dapper
Examiner: William D. Gunning Art Unit: 2617 Status of Application: pending

Tentative Participants:

(1) David N. Fogg (2) Joseph P. Kendrick
(3) _____ (4) _____

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Proposed Date of Interview: Tue, Jan 16, 2007 Proposed Time: 2:00 (AM/PM) (PM)

Type of Interview Requested:

(1) ☐ Telephonic (2) ☒ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: N/A

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Restriction</u>	<u>Claims 6-15</u>	<u>N/A</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

Please see the attached page

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Typed/Printed Name of Applicant or Representative

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Applicant Initiated Interview Request – Page 2 of 2

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Examiner: William D. Cumming
Application No.: 10/043,818
Attorney Docket 100.070US 31

Art Unit 2617 Phone 571-272-7861

Interview Scheduled: TBD

JAN 10 2007

Dear Examiner Cumming:

- We have received and studied the "Notice of Non-Responsive Amendment" of December 19, 2006.
- In that Notice, you withdrew the Applicant's newly submitted claims 6-15 as "directed to an invention that is independent or distinct from the invention originally claimed."
- We wish to discuss with you in a personal interview a proposal for a new independent claim (shown below) that we are currently considering in order to appropriately respond to your Notice of Non-Responsive Amendment.
- It is our desire to discuss this claim with you prior to submitting our response to the Notice of Non-Responsive Amendment in order to avoid receiving a second Notice of Non-Responsive Amendment.

The potential new claim we wish to discuss with you is:

6. (New) A head end controller that controls a plurality of service units in a telecommunications system with a multi-carrier transmission scheme, the head end controller comprising:
- a logic circuit that generates control messages for the plurality of service units;
 - a transceiver coupled to a distribution network of the transmission system; and
 - wherein the plurality of service units are configured to use a multiple access scheme to transmit on a radio frequency carrier using orthogonal frequency division multiplexing (OFDM) so that transmissions from the plurality of service unit are received from the distribution network at the transceiver synchronized within an OFDM waveform.

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